1 2 3 4	Charles Robinowitz Law Office of Charles Robinowitz 1211 SW Fifth Avenue, Suite 2323 Portland, Oregon 97204 Tel: (503) 226-1464 Fax: (503) 226-6456 chuck@crlawoffice.com Attorney for Plaintiff		
5	recomey for realiting		
6	IN THE UNITED STATES DISTRICT COURT		
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8	IN THE DISTRICT COURT OF OREGON		
9	PORTLAND DIVISION		
10	In the Matter of:)	
11	DANNY W. COLLINS,	}	COMPLAINT FOR COMPENSATION
12	*	}) FOR DAMAGES FOR PERSONAL) INJURY
13	Plaintiff, v.	}	DEMAND FOR JURY TRIAL
14	CROWLEY MARITIME	}	DEMAND AMOUNT \$285,000
15	CORPORATION, a Delaware)	
16	corporation	3	
		3	
17	Defendant.	Ś	
18	For a claim for relief against defendant, plaintiff alleges,		
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20		1.	
21	At all relevant times, defendant was and is a Delaware corporation with its principal		
22	place of business in Oakland, California, and owns and operates tugboats in the Columbia		
23	River, including the tugboat AURORA. At all relevant times, plaintiff was and is a citizen		
24			
25	of the state of Washington.		
26			

1 2. 2 This claim involves more than \$75,000, exclusive of costs and interest, and this 3 court has jurisdiction of this claim under 28 U.S.C. § 1332. 4 3. 5 On or about June 15, 2021, plaintiff was working as a marine carpenter for 6 Performance Contracting to re-seal windows on defendant's tug AURORA on the Columbia 7 8 River near Vancouver, Washington. As he was walking around the tug's house at the stern 9 of the vessel, he stepped through a temporary opening in the grating of the deck that led to a 10 vertical ladder to the lower level of the tug that had no warnings or barricades to prevent 11 injury. 12 4. 13 The defendant was negligent in one or more of the following respects: 14 15 (a.) Its employees opened the deck's grating leading to the lower level of the tugs 16 without any warning when they knew or should have known the plaintiff was 17 working on the tug and did not know of this opening; 18 (b.) Its employees opened the grating on the deck at the aft end of the tug covering the 19 vertical ladder to the lower level and failed to place barricades around it so no one 20 21 would step into it; and 22 (c.) Its employees violated the Occupational Safety and Health Act ("OSHA") by 23 creating a walking and working surface that was unsafe under the circumstances. 24 /// 25 111 26

1 5. 2 As a result of the defendant's negligence as alleged, plaintiff stepped into the hole 3 in the grating, fracturing three ribs and injuring his chest wall, ribs, back, shoulders and 4 neck. Some or all of these injuries are permanent, and plaintiff is entitled to 5 compensation for his non-economic damages in the form of \$250,000. 6 6. 7 8 As a further result of defendant's negligence, plaintiff lost time from work as a 9 marine carpenter and is entitled to about \$25,000 to date in loss of income and is losing 10 additional income. 11 7. 12 As a further result of defendant's negligence, plaintiff incurred about \$10,000 in 13 medical bills to date and will incur additional treatment. 14 15 WHEREFORE, plaintiff prays that this court enter judgment in favor of him and 16 against defendant in the sum of \$250,000 in non-economic damages, \$35,000 in 17 economic damages and for his costs and disbursements. 18 19 Dated July 3, 2023 20 CHARLES ROBINOWITZ OSB#691497 21 Attorney for plaintiff 22 23 **Request for Jury Trial** 24 Plaintiff requests a jury trial. 25 CHARLES ROBINOWITA OSB#691497 26 Attorney for plaintiff